

UNITED STATES DISTRICT COURT
 for the
 Southern District of Georgia

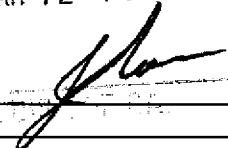
FILED
 U.S. DISTRICT COURT
 BRUNSWICK DIV.

United States of America

v.

Johnny Earl Harrington

Date of Previous Judgment: March 10, 1994
 (Use Date of Last Amended Judgment if Applicable)

2008 MAR 12 A 9 24

 Case No: CR493-00082-ERK
 USM No: 03395-043
 Charles Grile
 Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is **reduced to** _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 40Amended Offense Level: 40Criminal History Category: IVCriminal History Category: IVPrevious Guideline Range: 360 months to LifeAmended Guideline Range: 360 months to Life

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

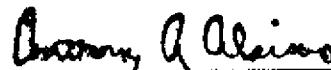
- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): _____

III. ADDITIONAL COMMENTS

The retroactive amendment is not applicable to this defendant since his offense involved more than 4.5 kilograms of cocaine base.

Except as provided above, all provisions of the judgment dated March 10, 1994 shall remain in effect.

IT IS SO ORDERED.

Order Date: March 12, 2008

 Judge's signature

Effective Date: _____
 (if different from order date)

Judge, U.S. District Court
 Printed name and title